

STAND. COM. REP. NO. **1065**

Honolulu, Hawaii

MAR 25 2015

RE: S.C.R. No. 24
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Water and Land, to which was referred
S.C.R. No. 24 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM LEASE AND NON-EXCLUSIVE EASEMENT FOR PIER PILINGS
ENCROACHMENT PURPOSES AT PULAWAI, ON THE ISLAND OF LANAI,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
Board of Land and Natural Resources to issue a term lease of
fifty-five years and non-exclusive easement for 585 square feet
seaward of parcel 002, Pulawai, Lanai, identified by Tax Map Key:
(2) 4-9-17 for pier pilings encroachment purposes.

Your Committee received testimony in support of this measure
from the Department of Land and Natural Resources, Aha Moku
Advisory Committee, and Pulama Lanai.

Your Committee finds that pier pilings, which are the
remnants of a cattle chute constructed in the early 1900s to load
cattle onto ships during the period when a cattle industry existed
on the Island of Lanai, occupy 585 square feet of parcel 002,
Pulawai, Lanai, identified by Tax Map Key: (2) 4-9-17. The Office
of Conservation and Coastal Lands determined that the pier pilings
are the remnants of a nonconforming use and that a conservation
district use permit is not required. Lana'i Resorts, LLC, dba
Pulama Lanai is interested in maintaining the historic site and
asked for an easement for the encroachment. On June 13, 2014, the
Board of Land and Natural Resources approved Pulama Lanai's

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request for a 55-year term lease and non-exclusive easement for pier pilings encroachment purposes.

Your Committee has amended this measure by:

- (1) Clarifying that the stated square footage is an estimate and is subject to confirmation by the Department of Accounting and General Services; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 24, as amended herein, and recommends that it be referred to the Committee on Ways and Means, in the form attached hereto as S.C.R. No. 24, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Water and Land,




LAURA H. THIELEN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em;">SCR 24</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em;">WTL, WAM</div>	Date: <div style="text-align: center; font-size: 1.2em;">03.20.15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
THIELEN, Laura H. (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
IHARA, Jr., Les				✓
RIVIERE, Gil	✓			
RUDERMAN, Russell E.				✓
SHIMABUKURO, Maile S.L.	✓			
SLOM, Sam	✓			
TOTAL	5			2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; font-size: 1.5em;">  </div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes